



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** : BRUN *et al.* Group Art Unit: 2875  
**Serial No.** : 10/766,988 Confirmation No. 5017  
**Filed** : January 28, 2004  
**For** : A METHOD OF PROVIDING MODULATED, ILLUMINATION  
OF A ROAD, AND A VEHICLE HEADLIGHT FOR PERFORMING  
THE SAID METHOD

**DECLARATION OF FACTS IN SUPPORT OF FILING ON  
BEHALF OF NON-SIGNING INVENTOR (37 C.F.R. § 1.47(a))**

I, Veronique RENOUS-CHAN, hereby declare as follows:

1. I am a citizen of France and am employed by Valeo Vision ("Valeo"),  
the assignee of the above-identified patent application, located at 34, rue Saint André, 93012  
Bobigny, FRANCE.

2. I make this declaration on behalf of Valeo as to the facts which are  
relied upon to establish the diligent effort made to secure the execution of the declaration by  
the non-signing joint inventor, Norbert Brun.

3. I am a patent attorney for Valeo and I have first-hand knowledge of the  
facts recited herein.

**I. DETAILS OF INVENTOR'S NONSIGNING OF THE APPLICATION  
PAPERS**

4. The inventors of the above-identified patent application are Norbert  
Brun, Pierre Albou, Antoine de Lamberterie and Joel Lelevé.

5. Inventor Brun is a former employee of Valeo, who, along with the  
other joint inventors, invented the invention that is the subject matter of the above-identified  
patent application during the course of their employment by Valeo.

6. Inventors Albou, de Lamberterie, and Lelevé have executed an assignment of their respective rights to the subject matter of the above-identified patent application to Valeo . A true copy of the assignment is attached hereto as Exhibit 1.

7. Pursuant to 35 U.S.C. § 116 and 37 C.F.R. § 1.47(a), inventors Albou, de Lamberterie, and Lelevé executed the attached declaration on behalf of themselves and non-signing joint inventor Brun.

8. As is set forth below, Valeo has acted diligently and in good faith in making a *bona fide* attempt to obtain inventor Brun's execution of the application papers for the above-identified patent application.

9. Attached as Exhibit 2 is a true copy of the Jacques Houplain's Declaration of Facts In Support Of Filing On behalf Of Non-signing Inventor (37 C.F.R. § 147(a)) dated December 4, 2003 in co-pending application Serial No. 10/449,044 ("The '044 application") Mr. Houplain works with me in Valeo's patent department.

10. As reflected in Exhibit 2, Mr. Norbert Brun, a co-inventor in the present application, was also a co-inventor in the '044 application. Also reflected in Exhibit 2 are the various facts surrounding Valeo's repeated unsuccessful attempts to obtain signed application papers from Mr. Brun.

11. In addition to the above, I investigated the on-line Telephone Directory for Mr. Brun at his last known address. This Directory, which is updated in real time, showed no entry at all for Mr. Brun at any address in his last known town of residence. Mr. Brun has apparently moved without leaving a forwarding address. I have no information as to Mr. Brun's new address or how to contact him.

12. I remain without any information as to the location of Mr. Brun and I know of no way to contact him. Sending application papers for the present application to Mr.

Brun at his last known residence, at which I have previously confirmed Mr. Brun is no longer located, would be futile.

**II. STATEMENT OF LAST KNOWN ADDRESS**

13. Upon information and belief, Mr. Brun's last known address was 7, Allée Jehan de Brie, 77600 GUERMANTES, France.

14. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: July 19, 2004

By: \_\_\_\_\_

Veronique RENOUS-CHAN

BFR0148

ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, to wit :

Insert Name(s)	(1) Norbert BRUN	(5)
Inventor(s)	(2) Pierre ALBOU	(6)
	(3) Antoine DE LAMBERTERIE	(7)
	(4) Joël LELEVE	(8)

Insert Name  
of Assignee  
address

The receipt and sufficiency of which are hereby acknowledged by the undersigned who at the behest of, hereby sell(s), assign(s) and transfer(s) unto,

**VALEO VISION**

**34 rue Saint André - 93012 BOBIGNY CEDEX - France**

(hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100, in the invention known as

Title of Invention "A method of providing modulated illumination of a road, and a vehicle headlight for performing the said method".

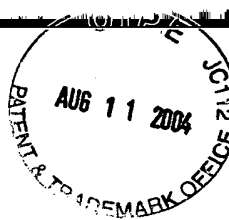
For which an application for Letters Patent of the United States of America has been executed even date herewith by the undersigned, and the undersigned hereby authorize(s) and request(s) the United States Commissioner of Patents and Trademark to issue said Letters Patent to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives ; the undersigned agree(s) that the attorneys of record in said application shall hereafter act on behalf of said ASSIGNEE ;

AND the undersigned hereby agree(s) to transfer a like interest, upon request of the said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any and all divisions, continuations, substitutes, and reissues thereof ; and to testify and execute any papers for ASSIGNEE, its successors, assigns and legal representatives, deemed essential by ASSIGNEE to ASSIGNEE'S full protection and title in and to the invention hereby transferred.

Please sign  
Concurrently  
with application

Signed on the date(s) indicated beside my/our signature(s).

<u>INVENTOR(S)</u>	<u>DATE (month/day/year)</u>	<u>WITNESS(ES)</u>
1) _____ Name : Norbert BRUN	_____	_____
2) <u>Pierre Albou</u> Name : Pierre ALBOU	<u>01 / 13 / 2004</u>	_____
3) <u>Antoine de Lamberterie</u> Name : Antoine DE LAMBERTERIE	<u>01 / 13 / 2004</u>	_____
4) <u>Joël Leleve</u> Name : Joël LELEVE	<u>01 / 13 / 2004</u>	_____
5) _____ Name :	_____	_____



CUSTOMER NO. 21723

PATENT

Docket No. 1948-4802

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : AYNIE *et al.*  
Serial No. : 10/449,044 Confirmation No. 6445  
Filed : May 29, 2003  
For : INDICATOR LIGHT COMPRISING AN OPTICAL PIECE  
FULFILLING AN INDICATING FUNCTION IN A SELF-  
CONTAINED MANNER

**DECLARATION OF FACTS IN SUPPORT OF FILING ON  
BEHALF OF NON-SIGNING INVENTOR (37 C.F.R. § 1.47(a))**

I, Jacques HOUPAIN, hereby declare as follows:

1. I am a citizen of France and am employed by Valeo, located at 34, rue Saint André, 93012 Bobigny, FRANCE.
2. I make this declaration on behalf of Valeo, the assignee of the above-identified patent application, as to the facts which are relied upon to establish the diligent effort made to secure the execution of the declaration by the non-signing joint inventor, Norbert Brun.
3. I am patent attorney acting for Valeo. I have first-hand knowledge of the facts recited herein.

**I. DETAILS OF INVENTOR'S NONSIGNING OF THE APPLICATION PAPERS**

4. The inventors of the above-identified patent application are Jean-Pierre Aynié, Benoist Fleury and Norbert Brun.
5. Inventor Brun is a former employee of Valeo, who, along with the other joint inventors, invented the invention that is the subject matter of the above-identified patent application during the course of their employment by Valeo.

PATENT

Docket No. 1948-4802

6. Joint inventors Aynié and Fleury have each executed an assignment of their respective rights to the subject matter of the above-identified patent application to Valeo. A true copy of the assignment is attached hereto as Exhibit 1.

7. Pursuant to 35 U.S.C. § 116 and 37 C.F.R. § 1.47(a), inventors Aynié and Fleury executed the attached declaration on behalf of themselves and non-signing joint inventor Brun.

8. As is set forth below, Valeo has acted diligently and in good faith in making a *bona fide* attempt to obtain inventor Brun's execution of the application papers for the above-identified patent application.

On April 10, 2003, I personally sent for execution to inventor Brun an assignment of his rights to the subject matter of the above identified patent application to Valeo, together with a Declaration for Patent Application and the application papers (including the specification, claims, drawings and abstract). This mail was sent as registered mail with receipt acknowledgement.

The receipt acknowledgement was received, indicating that my letter was received by inventor Brun on April 17, 2003. The executed papers have never been received. A copy of my letter, and a true copy of the proof of deposit and of the receipt acknowledgement is attached hereto as Exhibit 2.

9. On October 7, 2003, I again personally forwarded a copy of the application papers (including the specification, claims, drawings, abstract, assignment and declaration) to inventor Brun, along with my transmittal letter of the same date requesting that Brun sign and return the enclosed declaration and assignment documents to me.

10. This registered letter with receipt acknowledgement was returned to me on October 27, 2003, as being not claimed by inventor Brun at the Post Office. A true copy of

the envelope containing the specification, claims, drawings, abstract, assignment and declaration) and stamped by the Post Office is attached as Exhibit 3.

11. I then investigated on on-line Telephone Directory for Mr. Brun at his last known address. This Directory, which is updated in real time, showed no entry at all for Mr. Brun at any address in his last known town of residence. Mr. Brun has apparently moved without leaving a forwarding address. I have no information as to Mr. Brun's new address or how to contact him.

**II. STATEMENT OF LAST KNOWN ADDRESS**

12. Upon information and belief, Mr. Brun's last known address was :  
  
7, Allée Jehan de Brie, 77600 GUERMANTES, FRANCE.

13. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: December 4<sup>th</sup>, 2003



By: Jacques HOUPAIN

ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, to wit :

Insert Name(s)	(1) Jean-Pierre AYNIE	(5)
inventor(s)	(2) Benoist FLEURY	(6)
	(3) Norbert BRUN	(7)
	(4)	(8)

Insert Name of Assignee address the receipt and sufficiency of which are hereby acknowledged by the undersigned who at the behest of, hereby sell(s), assign(s) and transfer(s) unto,

**VALEO VISION**  
**34 rue Saint André - 93012 BOBIGNY CEDEX - France**

(hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100, in the invention known as

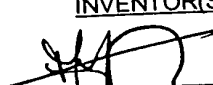
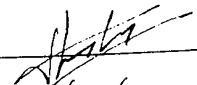
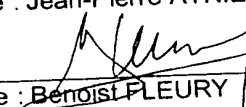

Title of Invention "Indicator light comprising an optical piece fulfilling an indicating function in a self-contained manner".

for which an application for Letters Patent of the United States of America has been executed even date herewith by the undersigned, and the undersigned hereby authorize(s) and request(s) the United States Commissioner of Patents and Trademark to issue said Letters Patent to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives ; the undersigned agree(s) that the attorneys of record in said application shall hereafter act on behalf of said ASSIGNEE ;

AND the undersigned hereby agree(s) to transfer a like interest, upon request of the said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any and all divisions, continuations, substitutes, and reissues thereof ; and to testify and execute any papers for ASSIGNEE, its successors, assigns and legal representatives, deemed essential by ASSIGNEE to ASSIGNEE'S full protection and title in and to the invention hereby transferred.

Please sign  
Concurrently  
with application

Signed on the date(s) indicated beside my/our signature(s).

	<u>INVENTOR(S)</u>	<u>DATE (month/day/year)</u>	<u>WITNESS(ES)</u>
1)		04. 11. 03	
	Name : Jean-Pierre AYNIE		
2)		04-11-03	
	Name : Benoist FLEURY		
3)			
	Name : Norbert BRUN		
4)			
	Name :		
5)			
	Name :		



LA FV 10

RA 7662 6264 1FR

AUX DE RECOMMANDATION ☒ 12 ☐ 15

CONSERVEZ CE REÇU IL SERA  
NÉCESSAIRE EN CAS DE RÉCLAMATION

E CAS ÉCHEANT VOUS POUVEZ FAIRE  
UNE RÉCLAMATION DANS N'IMPORTE QUEL  
BUREAU DE POSTE

DESTINATAIRE

M. Robert RON  
1 rue de la République  
71000 CHALON SUR SÔNE

M. Robert RON  
1 rue de la République  
71000 CHALON SUR SÔNE

Date	Expéditeur	Contenu	Remarque
10/09/92			

Concerne : Demande de brevet français N° 02 06 756  
Déposée le 31.05.02  
Au nom de VALEO VISION  
Pour "Feu de signalisation comportant une pièce optique réalisant une  
fonction de signalisation de manière autonome".

Monsieur,

Vous avez participé à la demande de brevet français rappelée ci-dessus. Afin  
d'étendre les effets de cette demande de brevet aux Etats-Unis, nous vous  
demandons de bien vouloir signer et nous retourner le plus rapidement possible  
les pouvoirs ci-joints :

"Assignment"  
"Declaration for patent application"

Nous vous remercions par avance de votre coopération.


Veuillez agréer, Monsieur, l'expression de nos salutations distinguées.

*J. Houplain*

Jacques HOUPLAIN  
Tél : +33 (0)1 49 42 61 85  
Fax : +33 (0)1 49 42 63 35  
E-mail : jacques.houplain@valeo.com

BEST AVAILABLE COPY

BEST AVAILABLE COPY

LA POSTE 

RA 7662 6264 1FR

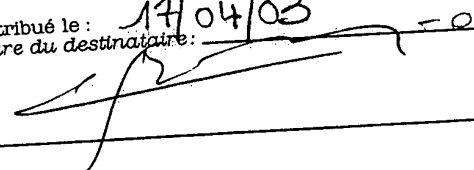
Présenté le :

11/11/03

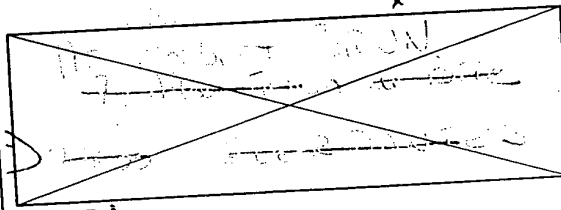
Distribué le :

17/04/03

Signature du destinataire:



**AVIS DE RÉCEPTION  
DE VOTRE ENVOI  
RECOMMANDÉ**



RETOUR À :

SIREN 386 000 000 RCS NANTERRE

AR

AVIS DE RÉCEPTION

DEC 3 V9 EUS - PPT 2 - 210585

34, rue Saint André  
93012 BOBIGNY CEDEX

14 1 06 13  
1365 957650

004,55  
SX 102820

LA POSTE 

RA 5466 2280 OFR

TAUX DE RECOMMANDATION ☐ 1 ☐ 2 ☐ 3

CONSERVEZ CE FEUILLET IL SERA  
NÉCESSAIRE EN CAS DE RÉCLAMATION

LE CAS ÉCHEANT, VOUS POUVEZ FAIRE  
UNE RÉCLAMATION DANS N'IMPORTE QUEL  
BUREAU DE POSTE

Date	Prix	Contenu	Quantité	Remarque

PREUVE DE DÉPÔT  
D'UN OBJET RECOMMANDÉ  
AVEC AVIS DE RÉCEPTION

DESTINATAIRE

M. Robert BRUN  
4 Allée Solon de Bré  
77600 GERRAINES

Valérie VISION  
Propriété Industrielle  
34 rue St André  
93012 BOBIGNY cedex

Tack

Offre 0044

la 2ème lettre AR nous revient !

Retour à l'expéditeur.

BEST AVAILABLE COPY

816-4 Vo Euro - PFI 2 - 220200

LA POSTE

RA 5466 2280 0FR

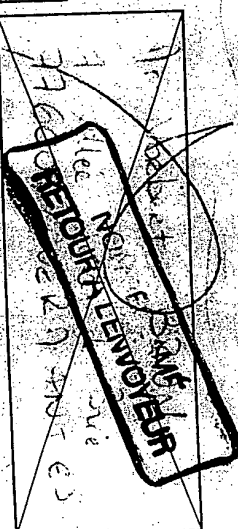
Présenté le : 10/10/03

Distribué le :

Signature du destinataire :

AVIS DE RÉCEPTION  
DE VOTRE ENVOI  
RECOMMANDÉ

RETOUR A :



SIREN 366 000 000 RCS NANTERRE

AVIS DE RÉCEPTION

AR

RECOMMANDÉ AR

BEST AVAILABLE COPY

A - A  
10140103



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
DOCKET DEPT.

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Paper No. 8

2004 MAR 29 P 3 19  
MORGAN & FINNEGAN, L.L.P.  
345 PARK AVENUE  
NEW YORK, NY 10154 MORGAN & FINNEGAN LLP

COPY MAILED

MAR 24 2004

OFFICE OF PETITIONS

In re Application of  
Jean-Pierre Aynie, Benoist Fleury,  
and Norbert Brun  
Application No. 10/449,044  
Filed: May 29, 2003  
Attorney Docket No. 1948-4802  
Title: INDICATOR LIGHT COMPRISING  
AN OPTICAL PIECE FULFILLING AN  
INDICATING FUNCTION IN A  
SELF-CONTAINED MANNER

DECISION ACCORDING STATUS  
UNDER 37 CFR § 1.47(a)

This is a decision on the "REQUEST FOR RECONSIDERATION OF  
PETITION UNDER 37 C.F.R. § 1.47(A)," filed March 12, 2004.

The petition is GRANTED.

The above-identified application was filed on May 29, 2003,  
without an executed oath or declaration. In response to the  
"Notice to File Missing Parts of Nonprovisional Application,"  
mailed July 30, 2003, rule 47 applicants filed the initial  
petition asserting that status under § 1.47(a) is proper because  
inventor Brun is unavailable to join in the application.  
However, the petition was dismissed for failure to submit an  
acceptable declaration (Decision mailed February 9, 2004).


On instant renewed petition, petitioner submitted a supplemental  
application data sheet to cure the deficiencies in the  
declaration. See 37 CFR §§ 1.67(a)(3) and 1.76(c)(1).

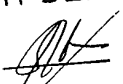
In view thereof, the declaration filed December 30, 2003 is now  
acceptable.

This application is hereby accorded Rule 1.47(a) status.

As provided in new Rule 1.47(c), this Office will forward notice  
of this application's filing to the non-signing inventor at the  
address given in the petition. Notice of the filing of this  
application will also be published in the Official Gazette.  
The application file is being returned to the Office of Initial  
Patent Examination for completion of pre-examination processing.

Telephone inquiries regarding this decision should be directed to  
the undersigned at (703) 305-0309.

  
Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions

REVIEWED BY AUDIT DEPT.  
DATE 3/30/04 BY 



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

NORBERT BRUN  
7 ALLEE JEHAN DE BRIE  
77600 GUERMANTES  
FRANCE

COPY MAILED

MAR 24 2004

OFFICE OF PETITIONS

In re Application of  
Jean-Pierre Aynie, Benoist Fleury,  
and Norbert Brun  
Application No. 10/449,044  
Filed: May 29, 2003  
Attorney Docket No. 1948-4802  
Title: INDICATOR LIGHT COMPRISING AN  
OPTICAL PIECE FULFILLING AN  
INDICATING FUNCTION IN A  
SELF-CONTAINED MANNER

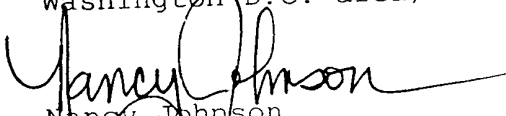
LETTER

Dear Mr. Brun:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63. However, no action on your part is required for this patent to issue with you as a named inventor.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Nancy Johnson at (703) 305-0309. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to the Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

  
Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions

MORGAN & FINNEGAN, L.L.P.  
345 PARK AVENUE  
NEW YORK, NY 10154